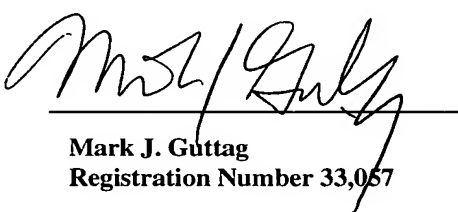




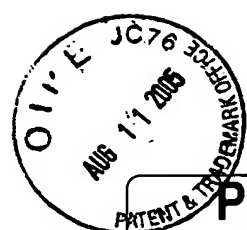
|  |   |  |                                |
|--|---|--|--------------------------------|
| <b>NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO<br/>THE BOARD OF APPEALS</b>  |   | <b>ATTORNEY DOCKET NO.<br/>KAGU-0002-UT1</b> |                                |
|  | <b>IN RE APPLICATION OF<br/>GUTTAG, <i>et al.</i></b> |  |                                |
|  | <b>SERIAL NUMBER<br/>10/849,195</b>                   |  | <b>FILED<br/>MAY 20, 2004</b>  |
|  | <b>FOR<br/>DIGITAL BACKPLANE</b>                      |  |                                |
|  | <b>GROUP ART UNIT<br/>2673</b>                        |  | <b>EXAMINER<br/>DHARIA, P.</b> |
| <p>To the Director of U.S. Patent and Trademark Office:</p> <p>Applicant hereby appeals to the Board of Appeals from the decision dated August 4, 2005, of the Examiner finally rejecting claims 1 through 14, and objecting to claim 15.</p> <p>The Appeal fee of \$250.00 is:</p> <p><input type="checkbox"/> enclosed</p> <p><input type="checkbox"/> not required (fee paid in prior appeal in this application).</p> <p><input type="checkbox"/> requested to be charged to Deposit Account Number 10-0233-KAGU-0002-UT1.</p> <p><input checked="" type="checkbox"/> payment by credit card. Form PTO-2038 is attached</p> <p><input checked="" type="checkbox"/> Small Entity Status has been established.</p> <p><input type="checkbox"/> A verified statement establishing small entity status is enclosed.</p> <div style="text-align: center;"><br/>Mark J. Gutttag<br/>Registration Number 33,057</div> <p>Jagtiani + Gutttag<br/>Democracy Square Business Center<br/>10363-A Democracy Lane<br/>Fairfax, Virginia 22030<br/>(703) 591.2664</p> <p>August 11, 2005</p> |   |  |                                |

08/12/2005 JADD01

00000006 10849195

01 FC:2401

250.00 DP



# Patent Fee Transmittal for FY 2005

☒ Applicant Claims Small Entity Status 37 C.F.R. 1.27

**TOTAL AMOUNT OF PAYMENT** **\$250.00**

Application Number 10/849,195  
Filing Date 20-May-04  
Named Inventor GUTTAG, et al.  
Examiner Name DHARIA, P.  
Art Unit 2673  
Attorney Docket No. KAGU-0002-UT1

## FEE CALCULATION

### 1. Filing Fees

| Application Type | Description                          | Large Entity |      | Small Entity |      | Paid |
|------------------|--------------------------------------|--------------|------|--------------|------|------|
|                  |                                      | Code         | (\$) | Code         | (\$) |      |
| Utility          | <input type="checkbox"/> Basic       | 1011         | 300  | 2011         | 150  | \$ - |
|                  | <input type="checkbox"/> Examination | 1311         | 200  | 2311         | 100  | \$ - |
|                  | <input type="checkbox"/> Search      | 1111         | 500  | 2111         | 250  | \$ - |
| Design           | <input type="checkbox"/> Basic       | 1012         | 200  | 2012         | 100  | \$ - |
|                  | <input type="checkbox"/> Examination | 1312         | 130  | 2312         | 65   | \$ - |
|                  | <input type="checkbox"/> Search      | 1112         | 100  | 2112         | 50   | \$ - |
| Plant            | <input type="checkbox"/> Basic       | 1013         | 200  | 2013         | 100  | \$ - |
|                  | <input type="checkbox"/> Examination | 1313         | 160  | 2313         | 80   | \$ - |
|                  | <input type="checkbox"/> Search      | 1113         | 300  | 2113         | 150  | \$ - |
| Reissue          | <input type="checkbox"/> Basic       | 1014         | 300  | 2014         | 150  | \$ - |
|                  | <input type="checkbox"/> Examination | 1114         | 600  | 2114         | 300  | \$ - |
|                  | <input type="checkbox"/> Search      | 1314         | 500  | 2314         | 250  | \$ - |
| Provisional      | <input type="checkbox"/> Basic       | 1005         | 200  | 2005         | 100  | \$ - |
| National Stage   | <input type="checkbox"/> Basic       | 1631         | 300  | 2631         | 150  | \$ - |
|                  | <input type="checkbox"/> Examination | 1633         | 200  | 2633         | 100  | \$ - |
|                  | <input type="checkbox"/> Search      | 1632         | 500  | 2632         | 250  | \$ - |

### 2. Extra Claim Fee

#### a. Claims as Filed

|                    |            | Large Entity |      | Small Entity |      | Paid |
|--------------------|------------|--------------|------|--------------|------|------|
|                    |            | Code         | (\$) | Code         | (\$) |      |
| Total Claims       | 0 - 20 = 0 | 1201         | 50   | 2201         | 25   | \$ - |
| Independent        | 0 - 3 = 0  | 1202         | 200  | 2202         | 100  | \$ - |
| Multiple Dependent |            | 1203         | 360  | 2203         | 180  | \$ - |

#### b. Claims as Amended

|                    |           | Large Entity |      | Small Entity |      | Paid |
|--------------------|-----------|--------------|------|--------------|------|------|
|                    |           | Code         | (\$) | Code         | (\$) |      |
| Total Claims       | 0 - 0 = 0 | 1201         | 50   | 2201         | 25   | \$ - |
| Independent        | 0 - 0 = 0 | 1202         | 200  | 2202         | 100  | \$ - |
| Multiple Dependent |           | 1203         | 360  | 2203         | 180  | \$ - |

### 3. Extra Page Fee

|             |             | Large Entity |      | Small Entity |      | Paid |
|-------------|-------------|--------------|------|--------------|------|------|
|             |             | Code         | (\$) | Code         | (\$) |      |
| Total Pages | 0 - 100 = 0 | 1081         | 250  | 2081         | 125  | \$ - |
| Extra Pages | 0           |              |      |              |      |      |

#### Subtotal for Application Fees

1 \$ - + 2 \$ - + 3 \$ - = \$ -

### 4. Additional Fees

| Description                            | Large Entity |       | Small Entity |       | Paid   |
|--|--------------|-------|--------------|-------|--------|
|  | Code         | (\$)  | Code         | (\$)  |        |
| Extension for response first month     | 1251         | 120   | 2251         | 60    | \$ -   |
| Extension for response second month    | 1252         | 450   | 2252         | 225   | \$ -   |
| Extension for response third month     | 1253         | 1,020 | 2253         | 510   | \$ -   |
| Extension for response fourth month    | 1254         | 1,590 | 2254         | 795   | \$ -   |
| Extension for response fifth month     | 1255         | 2,160 | 2255         | 1,080 | \$ -   |
| Notice of Appeal                       | 1401         | 500   | 2401         | 250   | \$ 250 |
| Filing a Brief in Support of an Appeal | 1402         | 500   | 2402         | 250   | \$ -   |
| Request for Oral hearing               | 1403         | 1,000 | 2403         | 500   | \$ -   |
| Petitions under 1.17(f)                | 1462         | 400   | 1462         | 400   | \$ -   |
| Petitions under 1.17(g)                | 1463         | 200   | 1463         | 200   | \$ -   |
| Petitions under 1.17(h)                | 1464         | 130   | 1464         | 130   | \$ -   |
| Petition - public use proceeding       | 1451         | 1,510 | 1451         | 1,510 | \$ -   |
| Petition to Revive - Unavoidable       | 1452         | 500   | 2452         | 250   | \$ -   |
| Petition to Revive - Unintentional     | 1453         | 1,500 | 2453         | 750   | \$ -   |
| Utility Issue Fee                      | 1501         | 1,400 | 2501         | 700   | \$ -   |
| Design Issue Fee                       | 1502         | 800   | 2502         | 400   | \$ -   |
| Plant Issue Fee                        | 1503         | 1,100 | 2503         | 550   | \$ -   |
| Reissue Issue Fee                      | 1511         | 1,400 | 2511         | 700   | \$ -   |
| Publication Fee                        | 1504         | 300   | 1504         | 300   | \$ -   |
| Statutory Disclaimer                   | 1814         | 130   | 2814         | 65    | \$ -   |

(cont.)

| Description (cont.)                    | Large Entity |       | Small Entity |       | Paid |
|--|--------------|-------|--------------|-------|------|
|  | Code         | (\$)  | Code         | (\$)  |      |
| Recording each Assignment              | 8021         | 40    | 8021         | 40    | \$ - |
| Submission of IDS                      | 1806         | 180   | 1806         | 180   | \$ - |
| Request for Cont. Examination (RCE)    | 1801         | 790   | 2801         | 395   | \$ - |
| Filing Submission After Final          | 1809         | 790   | 2809         | 395   | \$ - |
| Surcharge - late filing fee or oath    | 1051         | 130   | 2051         | 65    | \$ - |
| Surcharge - late provisional fee       | 1052         | 50    | 2052         | 25    | \$ - |
| Non-English Specification              | 1053         | 130   | 1053         | 130   | \$ - |
| Processing Fee 37 CFR 1.17(q)          | 1807         | 50    | 1807         | 50    | \$ - |
| Request for Ex Parte Reexamination     | 1812         | 2,520 | 1812         | 2,520 | \$ - |
| Request Pub. of SIR prior to action    | 1804         | 920   | 1804         | 920   | \$ - |
| Request Pub. of SIR after action       | 1805         | 1,840 | 1805         | 1,840 | \$ - |
| Each Add. Invention Examined           | 1810         | 790   | 2810         | 395   | \$ - |
| Expedited Examination (Design)         | 1802         | 900   | 1802         | 900   | \$ - |
| Unintentionally Delayed Priority Claim | 1453         | 1,370 | 1453         | 1,370 | \$ - |
| Certificate of Correction              | 1811         | 100   | 1811         | 100   | \$ - |
| Maintenance Fees 3.5 years             | 1551         | 900   | 2551         | 450   | \$ - |
| Maintenance Fees 7.5 years             | 1552         | 2,300 | 2552         | 1,150 | \$ - |
| Maintenance Fees 11.5 years            | 1553         | 3,800 | 2553         | 1,900 | \$ - |
| Surcharge - Late Payment 6 mos.        | 1554         | 130   | 2554         | 65    | \$ - |
| Other fee                              |              |       |              |       | \$ - |

**Additional Fee Subtotal** **\$ 250**

### METHOD OF PAYMENT (Check all that apply)

☒ Credit Card (Provide credit card information and authorization on PTO-2038)

☒ Deposit Account No. **10-0233-KAGU-0002-UT1**

For the above-identified deposit account, the Director is hereby authorized to:

- ☐ To charge the above-identified fee.  
☒ To charge any additional fees which may be required under 37 CFR 1.16, 1.17, 1.18, 1.20 and 1.492 or credit any overpayment to the deposit account number listed above.

Submitted by:

Name **Mark J. Gutttag** Reg. No. **33,057**  
Firm **Jagtiani + Gutttag**  
Address **10363-A Democracy Lane, Fairfax VA 22030**  
Telephone **703.591.2664** Fax **703.591.5907**

*Mark J. Gutttag*  
Signature

August 11, 2005

Date